

AMENDMENT TO COMMITTEE PRINT OF H.R. 45

OFFERED BY MR. BARTON

(Acceptance Schedule)

Page 25, insert after the period in line 17 the following:

1 The annual acceptance rate at the interim storage facility
2 shall be as follows: 600 MTU in 2003, 1200 MTU in
3 2004, **2000** MTU in 2005, 2000 MTU in 2006, 2700
4 MTU in 2007, and 3000 MTU annually thereafter.

(Reservation lands)

Page 33, insert after line 2 the following:

1 “(j) RESERVATION LANDS.—No agency or instru-
2 mentality of the United States may grant a license, per-
3 mit, or other authorization or permission for the interim
4 storage of spent nuclear fuel or high-level radioactive
5 waste on any reservation lands of the Skull Valley Band
6 of Goshute Indians.

(Contracts)

Page 55, strike line 24 and all that follows through line 2 on page 57 and insert the following:

1 “(6) R I G H T S OF CONTRACT HOLDERS.—With
2 respect to any contract entered into under section
3 302 (a) of the Nuclear Waste Policy Act of 1982 and
4 continued in effect under paragraph (5)(A), either
5 party may propose to amend the contract as nec-
6 essary to provide for storage of spent nuclear fuel or
7 high-level nuclear waste in the interim storage facil-
8 ity established under section 104 of this Act or to
9 have the Secretary take title under subsection (i) of
10 such section to spent nuclear fuel or high-level nu-
11 clear waste for the purpose of on-site storage. The
12 party proposing such an amendment shall notify the
13 other party to the contract of its intent to enter into
14 such an amendment. Contract amendments may be
15 entered into at any time after the date of the enact-
16 ment of this Act.

17 “(7) SECRETARY’S OBLIGATION WITH RESPECT
18 TO PROPOSED CONTRACT AMENDMENTS.—The Sec-
19 retary shall—

1 “(A) provide notice to the public of an
2 offer to amend a contract under paragraph (6);
3 and

4 “(B) provide an initial response to any
5 such offer made by another party within 30
6 days of the date notice is given under para-
7 graph (6).

8 “(8) EFFECT OF AUTHORITY TO BRING OR
9 MAINTAIN AN ACTION.-Upon the effective date of
10 any contract amendment entered into under para-
11 graph (6), the parties to such an amendment shall
12 be deemed to have waived any authority to bring or
13 maintain an action against the Secretary (other than
14 an action for costs incurred before such effective
15 date) for failure to accept its spent nuclear fuel in
16 accordance with section 302 (a) (5)(B) of the Nuclear
17 Waste Policy Act of 1982.

Page 57, line 3, redesignate paragraph (8) as para-
graph **(9)**.